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Attorneys for Plaintiffs
Move, Inc., Move Sales, Inc.,
and RealSelect, Inc.

15 **UNITED STATES DISTRICT COURT**
16 **CENTRAL DISTRICT OF CALIFORNIA**
17 **WESTERN DIVISION**

18 MOVE, INC., a Delaware corporation;
19 MOVE SALES, INC., a Delaware
corporation; REALSELECT, INC., a
20 Delaware corporation,

21 Plaintiff,

22 vs.

23 COSTAR GROUP, INC., a Delaware
corporation; JAMES KAMINSKY an
24 individual; and DOES 1 through 10,
inclusive,

25 Defendants.

26 CASE NO. 2:24-cv-05607-GW-BFM

27 **JOINT STIPULATION TO EXTEND**
TIME TO RESPOND TO FIRST
AMENDED COMPLAINT

28 Judge: George H. Wu

Judge: Brianna Fuller Mircheff

First Am. Compl. filed: August 16, 2024

Current response date: August 30, 2024

New response date: September 20, 2024

1 Defendants CoStar Group, Inc. (“CoStar”) and James Kaminsky (collectively
2 “Defendants”), and Plaintiffs Move, Inc., Move Sales, Inc., RealSelect, Inc.
3 (collectively “Plaintiffs”), by and through their respective counsel, hereby stipulate
4 and agree as follows:

5 **WHEREAS**, on July 2, 2024, Plaintiffs filed their Complaint (Dkt. 1);

6 **WHEREAS**, on July 3, 2024, Defendant CoStar Group, Inc., was served with
7 the Complaint, and July 5, 2024, Defendant James Kaminsky was served with the
8 Complaint;

9 **WHEREAS**, on July 24, 2024, in accordance with Local Civil Rule 8-3,
10 Plaintiffs agreed to a 30-day extension of time, from July 24, 2024 to August 23,
11 2024, to allow Defendants to answer or otherwise respond to Plaintiffs’ Complaint;

12 **WHEREAS**, Plaintiffs filed a Motion for a Preliminary Injunction (Dkt. 12),
13 originally noticed for hearing on August 14, 2024, and later continued by Court order
14 to September 23, 2024 (Dkt. 38);

15 **WHEREAS**, the Court ordered the parties to engage in limited expedited
16 discovery related to Plaintiffs’ Motion for a Preliminary Injunction to be completed
17 by September 6, 2024 (Dkt. 50 at 4; Dkt. 51);

18 **WHEREAS**, in light of the presently-ongoing expedited discovery, the
19 parties stipulated to (Dkt. 49), and the Court approved (Dkt. 52), the following
20 briefing deadlines for Plaintiffs’ Motion for a Preliminary Injunction:

- 21 • August 27, 2024: Plaintiffs’ deadline to file an amended motion for a
22 preliminary injunction
23 • September 4, 2024: Defendants’ deadline to file an opposition brief
24 • September 11, 2024: Plaintiffs’ deadline to file a reply brief

25 **WHEREAS**, on August 16, 2024, Plaintiffs filed their First Amended
26 Complaint, to which Defendants must answer or otherwise respond by August 30,
27 2024 in accordance with Federal Rule of Civil Procedure 15(a)(3);

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1 **WHEREAS**, the parties respectfully submit that good cause exists to extend
2 the deadline for Defendants to answer or otherwise respond to the First Amended
3 Complaint by 21 days in light of the ongoing expedited discovery and above-
4 referenced briefing deadlines;

5 **WHEREAS**, as to the parties' agreement concerning an extension of time to
6 respond to the First Amended Complaint, Defendants agree that if they respond to
7 the First Amended Complaint with a Motion pursuant to Federal Rule of Civil
8 Procedure 12, Defendants will set any Rule 12 Motion as to the First Amended
9 Complaint for hearing such that Plaintiffs will have at least 14 days' time to prepare
10 and file their opposition;

11 **WHEREAS**, this Stipulation is without prejudice to, or waiver of, any rights,
12 arguments, or defenses otherwise available to the parties;

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1 IT IS HEREBY STIPULATED AND AGREED THAT the time for
2 Defendants to answer or otherwise respond to Plaintiffs' First Amended Complaint
3 is continued from August 30, 2024, to September 20, 2024.

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5 Dated: August 27, 2024 Respectfully submitted,

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7 **LATHAM & WATKINS LLP**

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By: /s/ Joseph Axelrad
Nicholas J. Boyle
Matthew W. Walch
Joseph D. Axelrad

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*Attorneys for Defendant
CoStar Group, Inc.*

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14 **BROWN, NERI, SMITH & KHAN LLP**

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By: /s/ Ethan Brown
by email authorization
Ethan Brown

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*Attorney for Defendant
James Kaminsky*

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JENNER & BLOCK LLP
By: /s/ Elizabeth Baldridge
by email authorization
Brent Caslin
David R. Singer
Carolyn Small
Elizabeth Baldridge

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*Attorneys for Plaintiffs
Move, Inc., Move Sales, Inc.,
and RealSelect, Inc.*

ATTESTATION

Pursuant to Local Rule 5-4.3.4(a)(2)(i), I, Joseph D. Axelrad, attest under penalty of perjury that I have obtained concurrence and authorization from the other signatories to affix their electronic signatures to this filing.

Dated: August 27, 2024

LATHAM & WATKINS LLP

By: /s/ Joseph Axelrad

Joseph D. Axelrad